

Docket No.: 219595US28PCT/phm

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Rudolf RITTER, et al.

SERIAL NUMBER: 10/049,908

GROUP: 2426

FILED: February 20, 2002

EXAMINER: PENG, FRED H.

FOR: SYSTEM AND METHOD FOR DISTRIBUTION OF PICTURE OBJECTS

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

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COMMISSIONER FOR PATENTS
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SIR:

The “Statement of Reasons for Allowance” included on page 2 of the Notice of Allowability dated December 15, 2008 characterizes independent claims 1, 12, 29 and 30 in terms of a direction-of-view-evaluation module “determining a direction of view of a pupil by detecting a position of the pupil using light reflected off of the pupil which is detected by an eye tracker at the user terminal” Although this limitation is recited in claims 1 and 12, it does not appear in claims 29 and 30. Therefore, the “Statement” mischaracterizes the invention in unduly narrow terms inconsistent with the actual claim language. Accordingly,

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the "Statement" is limited to claims 1, 2, 4-13, 15-22 and 25-27 but does not relate to claims 29 and 30.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink, appearing to read "Joseph Scafetta Jr.", is written over a horizontal line. Below the line, the name "James J. Kulbaski" is printed.

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